IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 1ST OCTOBER 2007 / 9TH ASWINA 1929

Bail Appl..No. 5910 of 2007()

CMP.7234/2007 of J.M.F.C., KAYAMKULAM
CRIME NO.232 OF 2007 OF KAYAMKULAM POLICE STATION

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: PETITIONERS/ACCUSED

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1. HARIS, S/O.SHERIEF, AGED 24,
KOCHAYATHU THEKKATHIL, PULLIKKANAKKA MURI,
KAYAMKULAM VILLAGE (A1).

2. NOUSHAD, S/O.SHERIEF, AGED 22 YEARS,
KOCHAYATHU THEKKATHIL, PULLIKKANKKA MURI,
KAYAMKULAM (A2).

3. KANNAN @ VIPIN, AGED 18 YEARS,
VELUTHERIVADAKKETHIL, PULLIKKANAKKU MURI,
KAYAMKULAM VILLAGE (A3).

BY ADV. SRI.C.SUNIL KUMAR

RESPONDENTS: COMPLAINANT

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1. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. THE SUB INSPECTOR OF POLICE,
KAYAMKULAM.

BY PUBLIC PROSECUTOR SRI.S.U.NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.5910 of 2007

Dated this the 1st day of October, 2007

ORDER

Application for regular bail. Petitioners are accused 1 to 3. Altogether there are 4 accused persons. They face allegations for offences punishable inter alia, under Section 308 I.P.C. The alleged incident took place on 8.4.07. The petitioners surrendered on 13.09.07. They continue in custody from that date. Personal animosity is the alleged motive. The defacto complainant's wife had made certain statements which were not relished by the petitioners. The weapon allegedly used is a chopper. The injury suffered is a lacerated wound with a size of 2 X 0.5 cm on the neck.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioners can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioners shall be released on bail on the following terms and conditions.

i) The petitioners shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioners shall make themselves available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of three months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-